



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/333,248	06/15/1999	DEREK VAN DER KOOY	08589/002002	3888
21559 759	90 06/28/2004		EXAMINER  LEFFERS JR, GERALD G	
CLARK & EL				
BOSTON, MA			ART UNIT	PAPER NUMBER
			1636	
			DATE MAILED: 06/28/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)				
Notice of Abandonment	09/333,248	VAN DER KOO	Y ET AL.			
Notice of Abandonment	Examiner	Art Unit				
	Gerald G Leffers Jr., PhD	1636				
The MAILING DATE of this communication ap		<u> </u>	ldress			
This application is abandoned in view of:						
Applicant's failure to timely file a proper reply to the Office letter mailed on 14 April 2003.      (a) ☐ A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on						
(b) ☐ A proposed reply was received on, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.						
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).						
(c) ☐ A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).						
(d) ⊠ No reply has been received.						
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).						
(a) The issue fee and publication fee, if applicable, wa), which is after the expiration of the statutory particle.  Allowance (PTOL-85).						
(b) The submitted fee of \$ is insufficient. A balance	e of \$ is due.					
The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$						
(c) The issue fee and publication fee, if applicable, has not been received.						
3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).						
(a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.						
(b) ☐ No corrected drawings have been received.						
4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.						
5. The letter of express abandonment which is signed by an 1.34(a)) upon the filing of a continuing application.	n attorney or agent (acting in a repres	entative capacity ur	nder 37 CFR			
6. The decision by the Board of Patent Appeals and Interferof the decision has expired and there are no allowed claim		e the period for see	king court review			
7. ☑ The reason(s) below:		,				
In their Petition for Extension of Time, filed 5/17/2004 at the 7 month deadline following a Notice of Appeal, applicants stated that in lieu of an Appeal Brief applicants were filing a Continuation Application under 37 CFR 1.53(b), indicating the instant application is abandoned in favor of a child application.						
	GERRY LEFFERS PRIMARY EXAMINER	Gerald G Leffers Primary Examine Art Unit: 1636				
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.						
U.S. Patent and Trademark Office	of Abandonment	Part of Par	per No. 20040624			